

CALIFORNIA LEGISLATURE  
2019–20 REGULAR SESSION

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# SENATE JOURNAL

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**IN RECESS**

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Senate Chamber, Sacramento  
Tuesday, October 15, 2019



**COMMUNICATIONS AND PETITIONS**

The following letters were ordered printed in the Journal:

September 9, 2019

*Ms. Erika Contreras*  
*Secretary of the Senate*

Dear Ms. Contreras: The Legislative Analyst's Office has posted on our website our office's fiscal analysis of the proposed memorandum of understanding between the Governor and the nine bargaining units represented by Service Employees' International Union, Local 1000. This analysis was only released in an online version (<https://lao.ca.gov/Publications/Report/4094>). This analysis is required to be submitted to the Legislature pursuant to Section 19829.5 of the Government Code. On August 30, 2019, the Department of Human Resources transmitted to the Legislature the agreement and the administration's estimate of the agreement's fiscal effects.

Sincerely,  
GABRIEL PETEK  
Legislative Analyst

September 12, 2019

*Ms. Erika Contreras*  
*Secretary of the Senate*

Dear Ms. Contreras: The Legislative Analyst's Office has posted on our website our office's fiscal analysis of the proposed memorandum of understanding between the Governor and Bargaining Unit 2. This analysis was only released in an online version (<http://lao.ca.gov/publications/report/4095>). This analysis is required to be submitted to the Legislature pursuant to Section 19829.5 of the Government Code. On September 5, 2019, the Department of Human Resources transmitted to the Legislature the agreement and the administration's estimate of the agreement's fiscal effects.

Sincerely,  
GABRIEL PETEK  
Legislative Analyst



**REPORTS OF STANDING COMMITTEES****Committee on Rules**

Senate Chamber, September 17, 2019

Madam President: The Committee on Rules has examined:

SB 1	SB 10	SB 17	SB 19
SB 22	SB 35	SB 40	SB 63
SB 137	SB 150	SB 154	SB 167
SB 184	SB 225	SB 228	SB 255
SB 265	SB 269	SB 294	SB 317
SB 330	SB 338	SB 354	SB 358
SB 365	SB 382	SB 390	SB 397
SB 398	SB 428	SB 439	SB 449
SB 450	SB 453	SB 459	SB 464
SB 481	SB 487	SB 503	SB 504
SB 513	SB 519	SB 583	SB 611
SB 628	SB 637	SB 651	SB 698
SB 706	SB 726	SB 751	SB 791

And reports the same have been correctly enrolled and presented to the Governor on the 17th day of September, 2019, at 2 p.m.

ATKINS, Chair

Senate Chamber, September 18, 2019

Madam President: The Committee on Rules has examined:

SB 5	SB 6	SB 8	SB 34
SB 36	SB 42	SB 44	SB 70
SB 72	SB 127	SB 139	SB 142
SB 153	SB 156	SB 159	SB 160
SB 163	SB 165	SB 176	SB 185
SB 190	SB 196	SB 199	SB 202
SB 205	SB 206	SB 208	SB 209
SB 211	SB 212	SB 247	SB 260
SB 273	SB 277	SB 280	SB 289
SB 305			

And reports the same have been correctly enrolled and presented to the Governor on the 18th day of September, 2019, at 4 p.m.

ATKINS, Chair



## Senate Chamber, September 19, 2019

Madam President: The Committee on Rules has examined:

SCR 51	SCR 54	SCR 57	SCR 63
SCR 65	SCR 72	SCR 73	SCR 74
SCR 75	SCR 76		

And reports the same have been correctly enrolled and presented to the Secretary of State on the 19th day of September, 2019, at 10 a.m.

ATKINS, Chair

## Senate Chamber, September 19, 2019

Madam President: The Committee on Rules has examined:

SB 47	SB 49	SB 71	SB 172
SB 262	SB 296	SB 310	SB 313
SB 329	SB 337	SB 349	SB 363
SB 367	SB 375	SB 376	SB 377
SB 394	SB 395	SB 399	SB 407
SB 425	SB 445	SB 451	SB 455
SB 457	SB 463	SB 468	SB 471
SB 484	SB 485	SB 490	SB 518
SB 520	SB 523	SB 530	SB 532
SB 537	SB 538	SB 541	SB 542
SB 551	SB 552	SB 558	SB 560
SB 575	SB 576	SB 577	SB 586
SB 589	SB 591	SB 598	SB 600
SB 608	SB 610	SB 616	SB 620
SB 622	SB 638	SB 639	SB 644
SB 647	SB 656	SB 670	SB 676
SB 687	SB 690	SB 695	SB 697
SB 704	SB 707	SB 716	SB 742
SB 744	SB 785	SB 786	

And reports the same have been correctly enrolled and presented to the Governor on the 19th day of September, 2019, at 3 p.m.

ATKINS, Chair



Senate Chamber, September 20, 2019

Madam President: The Committee on Rules has examined:

SB 7	SB 13	SB 24	SB 61
SB 109	SB 112	SB 113	SB 136
SB 210	SB 218	SB 222	SB 235
SB 268	SB 286	SB 323	SB 328
SB 344	SB 359	SB 442	SB 550
SB 595	SB 606	SB 609	SB 696
SB 754			

And reports the same have been correctly enrolled and presented to the Governor on the 20th day of September, 2019, at 10 a.m.

ATKINS, Chair

Senate Chamber, September 20, 2019

Madam President: The Committee on Rules has examined:

SCR 46	SCR 56
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And reports the same have been correctly enrolled and presented to the Secretary of State on the 20th day of September, 2019, at 10:30 a.m.

ATKINS, Chair

### **MESSAGES FROM THE GOVERNOR**

#### **Governor's Appointments**

Governor's Office, State Capitol  
September 24, 2019

*To the Senate of the State of California:*

I have the honor to transmit to you herewith the following appointments or reappointments heretofore made by me to offices which by law are to be filled by the Governor. These appointments are subject to Senate confirmation and consent. I hereby nominate these appointees to you and request your confirmation and consent.

Sincerely,

GAVIN NEWSOM, Governor



OSCAR GONZALES JR., has been appointed to the California Horse Racing Board. Gonzales has been vice president of government and community relations at Aura Financial Corporation since 2017. He was a consultant for the Cal State Los Angeles Dreamers Resource Center in 2017. Gonzales served in several positions at the U.S. Department of Agriculture from 2009 to 2017, including state executive director at the Farm Service Agency, deputy chief of staff in the Office of the Secretary, deputy assistant secretary for administration, and deputy director of intergovernmental affairs. He was associate director of the United Farm Workers Foundation from 2007 to 2009. Gonzales is a cofounder and member of Rural Forward. Appointed 09/09/2019. Effective 09/16/2019.

Member, California Horse Racing Board, vice, Charles Winner, term expired. Term ending 07/26/2023.

WENDY MITCHELL, has been appointed to the California Horse Racing Board. Mitchell has been principal of WM Consulting Inc. since 2006. She served on the California Coastal Commission from 2011 to 2016 and the Los Angeles South Valley Area Planning Commission from 2009 to 2011. Mitchell was vice president of public policy at the National Association of Women Business Owners from 2008 to 2010, and a member of the Board of Directors of the California League of Conservation Voters from 2007 to 2018 and the Women's Political Committee in 2018. She was chief of staff in the Office of California State Senator Denise Ducheny from 2003 to 2005. Mitchell earned a Master of Public Administration degree from the University of Southern California. Appointed 09/09/2019. Effective 09/16/2019.

Member, California Horse Racing Board, vice, Araceli Ruano, resigned, 08/30/2019. Term ending 07/26/2020.

JEFFREY R. KRINSK, has been appointed to the California State University Board of Trustees. Krinsk has been chief executive officer and managing partner of Finkelstein and Krinsk since 2005. He was chairman and chief executive officer of Fabulous Inn America Inc. from 1985 to 1987, president of licensing at Guess? Inc. from 1983 to 1985, and vice president and general counsel at Hang Ten International from 1978 to 1983. Krinsk was executive officer at Norton and Christensen from 1975 to 1977. He earned a Juris Doctor degree from the Boston University School of Law. Appointed 08/09/2019. Effective 09/12/2019.

Member, California State University Board of Trustees, vice, James Norton, term expired. Term ending 03/01/2027.



DOUGLAS L. PARKER, has been appointed chief of the Division of Occupational Safety and Health at the Department of Industrial Relations. Parker has been executive director of Worksafe since 2016. He was deputy assistant secretary of labor at the Mine Safety and Health Administration at the U.S. Department of Labor from 2014 to 2015, and senior policy advisor and special assistant at the U.S. Department of Labor from 2009 to 2014. Parker was a partner at Mooney, Green, Baker and Saindon from 2005 to 2009, where he was an associate from 2000 to 2005. He was a staff attorney at the United Mine Workers of America from 1997 to 2000, a sales and marketing director at Custom Engineering and Sales from 1993 to 1994, and radio press director for the Presidential Inaugural Committee from 1992 to 1993. Parker was a radio press operations manager for the Democratic National Committee in 1992 and a staff assistant in the Office of Senator Paul Wellstone from 1991 to 1992. Parker earned a Juris Doctor degree from the University of Virginia School of Law. Appointed 08/15/2019. Effective 09/18/2019.

Chief, Division of Occupational Safety and Health, Department of Industrial Relations, vice, Juliann Sum, retired, 04/30/2019. Term ending at the pleasure of the Governor.

MIKE MCGUIRE, has been appointed to the Pacific States Marine Fisheries Commission. He has served as a Senator in the California State Senate and has chaired the Joint Committee on Fisheries and Aquaculture since 2014. McGuire was a member of the Sonoma County Board of Supervisors from 2010 to 2014. He was mayor of the City of Healdsburg in 2006. McGuire earned a Master of Arts degree in public administration from the University of San Francisco. Appointed 08/28/2019. Effective 09/17/2019.

Commissioner, Pacific States Marine Fisheries Commission, vice, Richard Gordon, other, 11/30/2016. Term ending 09/19/2019.

DENISE BRADLEY-TYSON, has been appointed to the University of California, Hastings College of the Law Board of Directors. Bradley-Tyson has been founder and chief executive officer of Inspired Lux Inc. since 2015 and principal consultant at Denise Bradley Consulting since 2007. She led the opening on the Museum of the African Diaspora, where she was executive director from 2005 to 2007. She is a member of Links Incorporated, the Harvard Alumni Association, and the Stanford Alumni Association. Bradley-Tyson earned a Master of Business Administration degree from Harvard Business School. Appointed 08/09/2019. Effective 09/11/2019.

Member, Board of Directors, Hastings College of the Law, vice, Marci Dragun, term expired. Term ending 09/11/2031.

Above appointments referred to the Committee on Rules.



**Veto Messages**

Governor's Office, State Capitol  
September 27, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 1** without my signature.

This bill would enact the California Environmental, Public Health, and Workers Defense Act of 2019 with the intent of ensuring that protections afforded under federal environmental and labor laws and regulations as of January 2017, could remain in place in the event of federal regulatory changes.

California is a leader in the fight for resource, environmental, and worker protections. Since 2017, the federal government has repeatedly tried to override and invalidate those protections, and each time, the state has aggressively countered—taking immediate legal action and deploying every tool at the state's disposal to safeguard our natural resources, environmental protections and workers. No other state has fought harder to defeat Trump's environmental policies, and that will continue to be the case.

While I disagree about the efficacy and necessity of Senate Bill 1, I look forward to working with the Legislature in our shared fight against the weakening of California's environmental and worker protections.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
September 27, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 64** without my signature.

SB 64 requires a public animal control agency or shelter to microchip a dog or cat with current information before releasing it to a person who is seeking to reclaim it, or before providing the pet to a new family.

I am supportive of the important objective of this legislation to reunite more pets with their families and thereby decrease the number of euthanized animals in California. However, by requiring microchipping as a condition of reclaiming a pet, this bill has the unintended consequence of creating a burden for those who may already be struggling with the basic costs of caring for their pets and thereby do not have the financial capacity to pay for the microchip implant and the annual fees.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.





Governor's Office, State Capitol  
September 27, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 232** without my signature.

This bill increases the permissible heavy metal limit in recycled glass from 100 parts per million (ppm) to 200 ppm until January 1, 2024.

While I have been a strong supporter of increasing our recycling efforts in California, I do not believe we should risk potential exposure to toxic substances during the process.

This bill would allow increased heavy metal levels in glass packaging, which may result in unsafe toxic exposures. The Centers for Disease Control and Prevention have unequivocally stated that there is no safe level of lead exposure, especially for vulnerable populations like our children. We need to ensure that the food products we give to our children are in glass containers that are safe for consumption.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
September 27, 2019

*To the Members of the California State Senate:*

I am returning the following bills without my signature:

AB 449

**SB 628**

These bills would direct revenue from the sale of excess state highway properties to local transportation projects.

Existing law establishes a process for programming transportation projects and directs revenue from sales of excess Caltrans property to the General Fund to be used to pay for transportation debt service.

These bills create an exception to existing law that would negatively impact the General Fund by millions of dollars. If other jurisdictions are provided similar exceptions, the General Fund would be exposed to additional revenue losses in the future.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

**Receipt of Bills**

I acknowledge receipt this 27th day of September, 2019 at 5 p.m., of the following Senate Bills without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Emily Patterson:

SB 1

SB 64

SB 232

SB 628

HOLLY HUMMELT  
Acting Secretary of the Senate



**Signing Messages**

Governor's Office, State Capitol  
September 30, 2019

*To the Members of the California State Senate:*

Today, I am signing **Senate Bill 206**, the Fair Pay to Play Act. Commencing on January 1, 2023, this bill permits college student athletes to earn compensation for the use of their name, image, or likeness, and allows student athletes to obtain professional legal representation such as a sports agent.

SB 206 addresses an injustice in our higher education system. Other college students with a talent, whether it be literature, music, or technological innovation, can monetize their skill and hard work. Student athletes, however, are prohibited from being compensated while their respective colleges and universities make millions, often at great risk to athletes' health, academics, and professional careers. Moreover, due to their demanding academic and athletic schedules, student athletes are typically unable to work a part time job to help make ends meet. This bill simply and rightfully allows student athletes to benefit from the multi-billion dollar enterprise of which they are the backbone. The bill does not change the fundamental promise we make to student athletes—that they can participate in athletics while also gaining a meaningful education and attaining a college degree that will boost their economic opportunities for a lifetime.

I look forward to reviewing the recommendations of the NCAA's working group on name, image, and likeness, which are due in October 2019. SB 206 provides for a three year implementation window. If unintended consequences arise that negatively impact our colleges and universities, or our student athletes, my administration will work constructively with the Legislature to address these issues.

Ultimately, this is a fundamental matter of fairness and equity that is well past due.

Accordingly, I am signing SB 206.

Sincerely,

GAVIN NEWSOM, Governor



**Governor's Appointments**

Governor's Office, State Capitol  
October 1, 2019

*To the Senate of the State of California:*

I have the honor to transmit to you herewith the following appointments or reappointments heretofore made by me to offices which by law are to be filled by the Governor. These appointments are subject to Senate confirmation and consent. I hereby nominate these appointees to you and request your confirmation and consent.

Sincerely,

GAVIN NEWSOM, Governor

MARIA R. GUTIERREZ, has been appointed to the Board of Parole Hearings. She has been an assistant sheriff at the Los Angeles County Sheriff's Department since 2018. Gutierrez was chief of the Court Services Division and Hispanic affairs executive at the Los Angeles County Sheriff's Department from 2016 to 2018, and served in several other positions there from 1998 to 2015, including commander and captain of the Century Regional Detention Facility and lieutenant, sergeant, and detective. Appointed 08/12/2019. Effective 09/03/2019.

Commissioner, Board of Adult Parole Hearings, new position. Term ending 07/01/2021.

KENNETH F. EHRMAN, has been appointed to the California Boating and Waterways Commission. Ehrman has served as an investigator for the California Department of Motor Vehicles since 1999. He was a correctional officer at the California Department of Corrections and Rehabilitation from 1994 to 1999. Ehrman is Unit A vice president of the California Statewide Law Enforcement Association. He earned a Master of Science degree in law enforcement and public safety leadership from the University of San Diego. Appointed 09/13/2019. Effective 09/24/2019.

Member, Boating and Waterways Commission, vice, David O. Livingston, resigned 07/02/2019. Term ending 01/15/2021.



KEETHA C. MILLS, has been appointed to the California State Lottery Commission. Mills has been president and chief executive officer of the Foundation for California Community Colleges since 2012. Mills was vice president of finance and chief financial officer at the Foundation for California Community Colleges from 2008 to 2012. She was controller of the Hines Interests Limited Partnership from 2007 to 2008. Mills held several regional positions at Planned Parenthood from 2003 to 2007, including chief financial officer of Planned Parenthood of Houston and Southeast Texas, interim chief executive officer of Planned Parenthood of Louisiana and the Mississippi Delta, and chief operating officer of Planned Parenthood Gulf Coast. Mills was vice president and assistant treasurer of Dynegy Inc. from 2001 to 2003, vice president and corporate controller for Ashford.com from 1998 to 1999, and audit manager at PricewaterhouseCoopers LLP from 1996 to 1999. Mills is a member of the board of the directors of Capital Stage Theatre and the Sierra College Foundation. She is a member of the American Leadership Forum Mountain Valley Chapter and the National Advisory Committee for the Center for Community College Advancement. Appointed 09/17/2019. Effective 09/24/2019.

Member, California State Lottery Commission, vice, John M. Smolin, term expired. Term ending 11/06/2021.

ROBERT B. CARR, has been appointed to the Board of Pilot Commissioners. Carr has been a pilot for the San Francisco Bar Pilots since 2011. He was master at Chevron Shipping Company from 1990 to 2011. Carr served in the U.S. Navy Reserve from 1990 to 2002. Appointed 09/12/2019. Effective 09/19/2019.

Member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun, vice, George H. Livingstone, term expired. Term ending 12/31/2022.

Above appointments referred to the Committee on Rules.

## **REPORTS OF STANDING COMMITTEES**

### **Committee on Rules**

State Capitol, October 3, 2019

Madam President: The Committee on Rules has made the following appointments:

Reappointed Dolores Heisinger, Ed.D., as a member of the State Bar Committee of Bar Examiners for a term ending October 1, 2023.

Appointed Amie Hayes as a member of the California Cultural and Historical Endowment Board for a term ending at the pleasure of the Committee.

Reappointed Tonia McMillian as a member of the Physical Therapy Board for a term ending June 1, 2023.

ATKINS, Chair



**MESSAGES FROM THE GOVERNOR**  
**Governor's Appointments**

Governor's Office, State Capitol  
October 9, 2019

*To the Senate of the State of California:*

I have the honor to transmit to you herewith the following appointments or reappointments heretofore made by me to offices which by law are to be filled by the Governor. These appointments are subject to Senate confirmation and consent. I hereby nominate these appointees to you and request your confirmation and consent.

Sincerely,

GAVIN NEWSOM, Governor

JAMES P. RUANE, has been appointed to the Contractors' State License Board. Ruane has been president of Patrick J. Ruane Inc. since 1976. He served as mayor of San Bruno from 2009 to 2017. He is a member of the Wall and Ceiling Alliance and the Association of the Wall and Ceiling Industry. Appointed 09/27/2019. Effective 10/01/2019.

Member, Contractors' State License Board, vice, Frank E. Schetter, term expired. Term ending 06/01/2023.

MARY T. TEICHERT, has been appointed to the Contractors' State License Board. Teichert has been chief operating officer at Teichert Inc. since 2013, where she has held several positions since 2004, including vice president and general manager, estimator, project engineer, and miner. She was director of product strategy at Apple Computer from 2002 to 2004 and a consultant at Bain and Company from 1998 to 2001. Teichert earned a Master of Business Administration degree from Harvard Business School. She is a member of the Associated General Contractors of America, the Beavers, California Transportation Foundation, American Leadership Forum, Capital Region Family Business Center, United Contractors, and California Building Industry Association. Appointed 09/27/2019. Effective 10/01/2019.

Member, State Contractors' State License Board, vice, Linda J. Clifford, not confirmed. Term ending 06/01/2022.



LEE E. SEALE, has been appointed to the Board of State and Community Corrections. He has served as chief probation officer of Sacramento County since 2013. Seale was director of internal oversight and research at the California Department of Corrections and Rehabilitation from 2011 to 2013 and deputy chief of staff there from 2008 to 2011. He was special assistant inspector general in the Office of the Inspector General from 2006 to 2008. Seale served as a deputy attorney general at the California Department of Justice, Office of the Attorney General from 2001 to 2006. He earned a Juris Doctor degree from the University of California, Davis School of Law. Appointed 08/28/2019. Effective 09/12/2019.

Member, Board of State and Community Corrections, vice, Mark A. Varela, withdrawn. Term ending 07/01/2021.

DAVE A. RAND, has been appointed to the California Housing Partnership Corporation. Rand is an attorney and partner at Armbruster Goldsmith and Delvac LLP since 2012. He was a regional political director at the American Israel Public Affairs Committee from 2008 to 2012, and an associate at Armbruster and Goldsmith LLP in 2008, Manatt Phelps and Phillips from 2005 to 2008, and at Thelen Reid and Priest from 2003 to 2005. Rand is a former chair of the Jewish Public Affairs Committee Board of Directors, incoming chair of the Santa Monica Chamber of Commerce Board of Directors, and a former member of the Valley Industry Commerce Association Board of Directors. He earned a Juris Doctor degree from the University of California, Davis School of Law. Appointed 09/27/2019. Effective 10/01/2019.

Member, California Housing Partnership Corporation, vice, Kyle Arndt, not confirmed. Term ending 01/01/2021.

HILARY A. NORTON, has been appointed to the California Transportation Commission. Norton has been executive director of Fixing Angelenos Stuck in Traffic (FAST) since 2008, and operates the FASTLinkDTLA Transportation Management Organization. She was vice president of legislative affairs at the Central City Association of Los Angeles from 2000 to 2008. Norton served as housing and transportation deputy for California State Assembly Member Gilbert Cedillo from 1999 to 2000, chief of staff to Los Angeles City Council member Richard Alatorre from 1995 to 1999, lead legislative deputy for Los Angeles City Council member Richard Alarcón from 1993 to 1995, and legislative deputy for Los Angeles City Council member Mark Ridley-Thomas from 1992 to 1993. Norton earned a Master of Public Policy degree from the Harvard University John F. Kennedy School of Government. Appointed 09/20/2019. Effective 09/25/2019.

Member, California Transportation Commission, vice, James V. Madaffer, resigned, 01/07/2019. Term ending 02/01/2023.



DEBORAH L. SAN JUAN, has been appointed to the Board of Parole Hearings. She has been a licensed clinical social worker at the Sutter Solano Medical Center since 2015. San Juan served in several positions at the California Department of Corrections and Rehabilitation from 1987 to 2013, including parole district administrator, parole agent II, program manager, and supervising casework specialist. San Juan earned a Master of Social Welfare degree from the University of California, Berkeley. Appointed 09/26/2019. Effective 10/03/2019.

Member, Board of Adult Parole Hearings, vice, Peter A. Labahn, term expired. Term ending 07/01/2022.

TAMIKA L. K. BUTLER, has been appointed to the California Transportation Commission. Butler has been California director of planning and director of equity and inclusion at Toole Design Group since 2017. She has been principal and owner of Tamika L. Butler Consulting since 2017. She was executive director of the Los Angeles Neighborhood Land Trust from 2017 to 2018, executive director of the Los Angeles County Bicycle Coalition from 2014 to 2017, and director of social change strategies at the Liberty Hill Foundation in 2014. Butler was western regional director at Young Invincibles from 2012 to 2014 and an attorney for Legal Aid at Work from 2008 to 2012. She earned a Juris Doctor degree from Stanford Law School. Appointed 09/20/2019. Effective 09/25/2019.

Member, California Transportation Commission, vice, James N. Earp, term expired. Term ending 02/01/2023.

Above appointments referred to the Committee on Rules.

#### **Veto Messages**

Governor's Office, State Capitol  
October 9, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 577** without my signature.

This bill requires the Board of Equalization (BOE) to provide information to the California Department of Tax and Fee Administration when requested.

BOE already lawfully performs the activities that this bill requires; therefore, the bill is unnecessary.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 9, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 696** without my signature.

This bill will require any existing political party that uses a variation of the phrase "no party preference" or "decline to state," or the word or variation of the word "independent" in its name, to change its name or to lose its qualification as a political party.

The American Independent Party of California has been using that name for more than 50 years. This bill would force that entity to change the name it has used since its inception. By requiring one existing political party to change its current name, this bill could be interpreted as a violation of the rights of free speech and association guaranteed by the First and Fourteenth Amendments to the U.S. Constitution.

For this reason, I cannot sign this bill.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

**Receipt of Bills**

I acknowledge receipt this 9th day of October, 2019 at 7:19 p.m., of the following Senate Bills without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Emily Patterson:

SB 577

SB 696

BERNADETTE MCNULTY  
Acting Secretary of the Senate

**Signing Messages**

Governor's Office, State Capitol  
October 9, 2019

*To the Members of the California State Senate:*

I am signing **Senate Bill 176**, which would authorize the State Bar of California to collect increased annual membership fees for 2020 and makes various changes regarding the State Bar. It also states the intent of the Legislature that the State Bar be included as part of the annual budget process for the State of California beginning with fiscal year 2021–22.

In signing this bill, I acknowledge the Legislature's intent. However, the Administration will need to work closely with the State Bar to understand the implications including the Bar in the state budget process. As such, I am directing the Department of Finance to begin discussions with the State Bar but I am not committing to including the State Bar in the annual budget process.

Sincerely,

Gavin Newsom, Governor





**Veto Messages**

Governor's Office, State Capitol  
October 11, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 468** without my signature.

The bill creates the California Tax Expenditure Review Board to comprehensively assess specified major tax expenditures and make recommendations to the Legislature.

I support greater transparency with respect to tax credits, exemptions, and other expenditures and believe these items should be scrutinized periodically to justify their overall cost to the state's revenue base. However, creating a new board to accomplish that goal is unnecessary. The Department of Finance is currently required to publish tax expenditure reports and existing law requires new income tax expenditures to specify goals, performance indicators, and data collection requirements.

For these reasons, I am returning this bill without my signature.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

**Receipt of Bills**

I acknowledge receipt this 11th day of October, 2019 at 9:13 p.m., of the following Senate Bill without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Emily Patterson:

SB 468

BERNADETTE MCNULTY  
Acting Secretary of the Senate

**Signing Messages**

Governor's Office, State Capitol  
October 11, 2019

*To the Members of the California State Senate:*

I am signing **Senate Bill 228**, which would require the Secretary of the Health and Human Services Agency, in coordination with the Director of the California Department of Aging (CDA), to lead the development and implementation of the Master Plan for Aging (Master Plan), as established by Executive Order N-14-19, and codifies the inclusion of stakeholder representation and input. CDA must also submit a report by October 1, 2020, identifying ways to improve the department's organization and structure in order to effectively implement and administer the Master Plan, and provide annual updates through October 1, 2030.



SB 228 is complementary to the work underway to implement strategies and partnerships that promote healthy aging, as described in the Executive Order. Thoughtful reconsideration of CDA's organization will enhance the value it adds to this endeavor.

Sincerely,

GAVIN NEWSOM, Governor

**Veto Messages**

Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 42** without my signature.

Jails should not be releasing people onto the streets during overnight hours. This is simply an unsafe practice, resulting in many tragic and preventable outcomes over the years. At a very minimum, facilities should absolutely provide a safe place to wait and arrange safe transportation when late night discharges do occur.

However, this bill requires that individuals are permitted to stay in jail until morning if desired, therefore creating a significant state reimbursable mandate.

The bill's intent can be accomplished through a more tailored approach that does not put the state treasury on the hook for local jail operations costs which are a local responsibility.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 127** without my signature.

This bill creates a process to require the Department of Transportation (Caltrans) to add complete streets elements to certain projects on state highways.

I fully support improving facilities to increase walking, biking and accessing public transit. However, this bill creates a prescriptive and costly approach to achieve these objectives.

By implementing my Executive Order N-19-19, Caltrans is increasing and accelerating its investments in active transportation where appropriate and feasible. I am committed to holding the department accountable to deliver more alternatives to driving while continuing to maintain our state's highways and bridges. The new leadership we are putting in place at Caltrans will be key in implementing this vision and approach.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 163** without my signature.

This bill seeks to change the qualification standards necessary to be a qualified autism service professional or paraprofessional. When the Legislature enacted SB 946 (Steinberg, Chapter 650, Statutes of 2011), it clearly anticipated subsequent action to develop a comprehensive structure to license providers of behavioral health treatment to individuals with autism spectrum disorder. A formal licensing scheme that includes clinical expertise and administrative oversight is a more appropriate venue to address qualification standards for practitioners, ensure quality of care, and provide effective consumer protection. I encourage the Legislature to complete the work begun by SB 946.

In addition, by removing the health plan coverage exemption for contracts in the Medi-Cal program, this bill inadvertently creates conflicting requirements within the Medi-Cal program that could result in unintentional delays in access to care and jeopardizes continued receipt of federal financial participation for behavioral health treatment.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 199** without my signature.

This bill extends the sunset date for the California Public Utilities Commission (CPUC) Office of the Safety Advocate (OSA) from January 1, 2020, to January 1, 2025. This bill also modifies the OSA's duties to include safety trainings for CPUC staff and requires the CPUC and OSA to report to the Legislature annually on their activities under this bill.

OSA was created in 2016 to advocate for and recommend improvements to utility safety policies adopted by CPUC. Over the past few years, several measures have aimed at improving utility safety and oversight, leading to the establishment and improvement of offices or divisions within the CPUC strictly focused on this critical mission. At this juncture, the CPUC is working to implement these new requirements, and the OSA is now duplicative of the many duties of the Office of the Energy Infrastructure Safety. Allowing the OSA to sunset does not mean that its important work will not continue. Rather, those duties will be effectively integrated into CPUC.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 218** without my signature.

This bill would amend the Fair Employment and Housing Act (FEHA) to permit local jurisdictions in Los Angeles County to enact and enforce their own laws prohibiting employment discrimination as long as they are at a minimum as protective as the FEHA.

I am committed to combating and eradicating discrimination and have signed several measures this year to address discriminatory practices. However, I don't support lifting a preemption that has been in place for decades in the manner proposed in this bill. As crafted, this measure could create confusion, inconsistent enforcement of the law and increase costs without a corresponding increase in worker protections.

This bill leaves ambiguities about local governments' ability to enforce both local ordinances and FEHA. I invite the Legislature to come back with a measure that makes it clear that local enforcement measures are exclusively focused on local ordinances.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 277** without my signature.

This bill would revise how the California Transportation Commission allocates Local Partnership Program funds to local and regional transportation agencies by distributing 85 percent of program funds by formula and 15 percent through a competitive grant program.

SB 1 (Chapter 5, Statutes of 2018) doubled the annual funding to cities and counties by providing an additional \$1.5 billion annually, distributed on a per capita basis, to address maintenance and rehabilitation of local streets and roads. In addition, the legislation established the Local Partnership Program, which allocates \$200 million annually to benefit local entities that have imposed taxes and fees dedicated solely to transportation improvements. Through guidelines established by the California Transportation Commission, 50 percent of the Local Partnership Program funds are allocated by formula and 50 percent are competitively awarded.



The current approach to administer the Local Partnership Program provides a formulaic share for all entities that qualify, but also gives the Commission the flexibility to award funds on a competitive basis to ensure the program achieves statewide goals. Additional statutory limitations inhibit the state's ability to responsibly address emerging needs within the constitutionally defined parameters of SB 1, especially for small urban and rural communities.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 284** without my signature.

This bill increases the annual rate that a county must pay to the state to commit a juvenile to the Division of Juvenile Justice.

I applaud the author's commitment to promoting effective rehabilitation for the youth in our criminal justice system. I disagree, however, that a financial disincentive to counties is necessarily the right approach to managing our state-level population.

I have initiated the transfer of the Division of Juvenile Justice (DJJ) to the California Health and Human Services Agency, and the Administration is working on the creation of a new Department of Youth and Community Restoration (DYCR). This new department will, as DJJ does now, serve a specific cohort of high-need youth who have often times have been unable to receive needed services at the county level. It is important that any re-evaluation of what type of population is served at DYCR be done with this global shift in mind, and in a manner that does not enact a blanket financial disincentive when there may be more targeted ways to meet the author's goals.

I am committed to working with the Legislature on ensuring that the transformation of DJJ into DYCR is a success and that we manage this population of young Californians appropriately and with great care.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 294** without my signature.

This bill would revise the current property tax welfare exemption for nonprofits that own and operate non-publicly financed affordable housing developments by increasing the current exemption for nonprofits from \$20 million to \$100 million and reducing the current low-income tenancy threshold from 90 percent to 50 percent for ten years. The bill would also allow outstanding unpaid property tax bills to be reduced or potentially forgiven on qualified properties.

While well intended, and specific to certain nonprofit entities that provide affordable housing, this bill makes changes to the property tax welfare exemption that could have significant long-term General Fund costs and reduced local revenue. In addition to tax exemptions under current law, properties that are in need of assistance to maintain long-term affordability have access to a range of state and local preservation financing programs.

Sustaining affordable housing in a fiscally responsible manner for the long-term is a goal I share with the Legislature. Although this bill is not the solution, I am committed to working with the Legislature on bolstering existing programs and tailoring them to produce and preserve the State's much needed affordable housing stock.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 305** without my signature.

This bill would require a health care facility to allow a terminally ill patient to use medical cannabis within the health care facility. Patients who are hospitalized and facing the end of their days should be provided with relief, compassion, and dignity.

California voters passed the Compassionate Use Act over two decades ago to allow for the medical use of cannabis. Since then, 32 more states, the District of Columbia, Guam, Puerto Rico and the US Virgin Islands have enacted similar laws. It is inconceivable that the federal government continues to regard cannabis as having no medicinal value. The federal government's ludicrous stance puts patients and those who care for them in an unconscionable position.



Nonetheless, health facilities certified to receive payment from the federal Center for Medicare and Medicaid Services must comply with all federal laws in order to receive federal reimbursement for the services they provide. This bill would create significant conflicts between federal and state law that cannot be taken lightly. Therefore, I begrudgingly veto this bill.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 382** without my signature.

This bill would require Medi-Cal managed care health plans (MCPs) to ensure that members who remain in a general acute care hospital continue to receive medically necessary post-acute care services at the general acute care hospital, during a Governor-declared state of emergency, if specified requirements are met.

While the intent of this bill to ensure the MCP members who are impacted by an emergency continue to receive medically necessary care is admirable, it is also unnecessary. MCPs are responsible for ensuring the delivery of medically necessary services, even if they are unable to locate a post-acute care facility to which the member could be transferred. As such, members of an MCP would continue to receive needed care in a general acute care hospital during a state of emergency should access to post-acute care services be unavailable elsewhere.

However, to the extent that there are scenarios where a MCP has not appropriately reimbursed a general acute care hospital, I encourage the Legislature to work with my administration to address any such issues.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 518** without my signature.

This bill would prohibit pretrial settlement offers in California Public Records Act (CPRA) litigation.

While transparency is essential to maintaining trust in the work of public agencies, this bill does little to advance that ideal. Preventing public agencies from making good-faith efforts to settle litigation by providing additional records that may have been inadvertently overlooked or mistakenly withheld actually delays timely disclosure. This legislation would provide a perverse incentive for more litigation instead of more transparency.

For these reasons, I cannot support this bill.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 531** without my signature.

This bill would prohibit a local agency from entering into any agreement that would result, directly or indirectly, in a rebate of the Bradley-Burns Uniform Local Sales and Use Tax revenues to a retailer that locates or maintains a place of sale within the jurisdiction of that local agency.

Current use of these tax agreements are limited but also an important local tool that captures additional economic activity, particularly in rural and inland California cities that continue to face significant economic challenges like high unemployment rates. Therefore, completely removing these tax options from local decisionmakers is the wrong approach.

I do support greater oversight with respect to the use of these tax agreements and have signed Assembly Bill 485, which will increase transparency regarding the economic outcomes that result from these types of agreements. This will allow the state to better understand the nature of the agreements between local jurisdictions and businesses, as well as the challenges and obstacles to inclusive growth.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.





Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 558** without my signature.

This bill would establish a new Commission on California-Mexico Affairs to serve as a public stakeholder body on cultural, economic, and environmental issues related to the California-Mexico border and issues of mutual concern to California, the United Mexican States, the State of Baja California, and the State of Baja California Sur.

These are important goals that we have been working collaboratively to address, which is why I issued an Executive Order establishing the International Affairs and Trade Development Interagency Committee earlier this year. The Committee has focused on California's relationship with Mexico and already taken steps to reestablish a formal presence for California in Mexico. In addition to the work of the Committee, the California-Mexico Border Relations Council, established in 2006, also serves as the central organizing body that coordinates cross-border programs, initiatives, projects and partnerships for the State.

While I respect the intent of the bill, its provisions are duplicative of the existing Council, recent efforts undertaken by Lieutenant Governor Eleni Kounalakis as Chair of the International Affairs and Trade Development Interagency Committee, and efforts already underway to reestablish the Commission of the Californias (ComCal). I look forward to continued collaboration with the Legislature and key stakeholders under this framework to work at the border and beyond with California's most important international partner.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 589** without my signature.

This bill would establish several prohibitions related to the advertisement of substance use disorder services by the operator of a licensed or certified alcoholism or drug abuse recovery or treatment facility, a recovery residence, or a third party that provides any advertising or marketing services or directory listings to any of those entities.

While it is important to protect vulnerable patients and their families from unethical marketing practices, I am concerned that as crafted, this measure creates a false promise. The Department of Health Care Services (DHCS) has no jurisdiction or licensing oversight over recovery residences or third parties. As such, it cannot take enforcement against those entities for violations of advertisement requirements.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 598** without my signature.

This bill establishes the Open Financial Statement Commission within the State Treasurer's Office and requires the Commission to report to the Legislature regarding how and whether to transition to state and local agencies' financial reporting to a machine-readable format.

Although improving public agencies' financial reporting processes for transparency is vital, this bill imposes additional unbudgeted costs for the state and contains implementation provisions that are problematic.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning the following bills without my signature:

AB 1382

**SB 611**

These bills create an aging housing task force and a master plan for aging that focuses on workforce priorities, and require the state to consider applying to join a voluntary network.

Earlier this year, I issued Executive Order N-14-19, which directs the Secretary of the Health and Human Services Agency to work with a broad array of stakeholders, including the Legislature, to develop a Master Plan for Aging to serve as a blueprint that can be used by state government, local communities, private organizations and philanthropy to build environments that promote healthy aging. Issues relating to workforce and affordable housing needs, as well as opportunities to engage with other jurisdictions, will be considered as part of this holistic approach to addressing the needs of older Californians.

When the Master Plan is completed, I look forward to working with the Legislature to evaluate and implement its recommendations.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 695** without my signature.

This bill requires a local educational agency (LEA), upon a parent's request, to translate a student's individualized education plan (IEP) and other related documents to the native language of the parent within 30 calendar days of the IEP team meeting.

Current law already requires that non-English speaking parents and guardians understand their child's IEP, and LEAs must take any action needed to ensure that pupil's non-English speaking parent understands the IEP process and LEAs must also provide any materials used to assess or place a student with exceptional needs in the parent's native language.



By establishing more prescriptive requirements, particularly specifying a 30-day timeline within which those documents must be translated, the bill would exceed the requirements of federal law (the Individuals with Disabilities Act), thereby creating a costly reimbursable state mandate that will reduce funding available to support broader educational programs for these students.

If a California school district's practices of providing translation services are inadequate, avenues already exist to remedy these problems.

For these reasons, I cannot support this bill.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

#### Receipt of Bills

I acknowledge receipt this 12th day of October, 2019 at 10:48 p.m., of the following Senate Bills without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Emily Patterson:

SB 42	SB 127	SB 163	SB 199
SB 218	SB 277	SB 284	SB 294
SB 305	SB 382	SB 518	SB 531
SB 558	SB 589	SB 598	SB 611
SB 695			

BERNADETTE MCNULTY  
Acting Secretary of the Senate

#### Signing Messages

Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am signing **Senate Bill 156**, which would require the California Department of Public Health (CDPH) to issue a special permit to a general acute care hospital to offer emergency stabilization services at the site of the former Feather River Hospital in Paradise for up to six years, if specified requirements are met.

The destruction experienced by this community is a unique situation that calls for a unique response. For this reason, I am authorizing a singular, temporary exception to the prohibition against freestanding emergency departments to support the Paradise community as it rebuilds, as well as to provide them with time to evaluate the long-term plans for this hospital.

Accordingly, I am signing SB 156.

Sincerely,

GAVIN NEWSOM, Governor



Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am signing **Senate Bill 225** which would authorize the appointment of California residents, without a requirement of citizenship, to boards and commissions in the state.

Building a more representative government requires an assessment of barriers that prevent talented and qualified Californians from consideration for public service. This bill strengthens representation by allowing more Californians to be considered for public service on boards and commissions based on the merits of their application, and not their current immigration status.

California doesn't succeed in spite of our diversity—our state succeeds because of it. Citizenship should not be a barrier to consideration for appointment to boards and commissions in California. Moreover, I recognize that the federal administration's assaults on pathways to legal status and citizenship are obstructing opportunity for many talented Californians.

Approximately one-third of our immigrant population has legal status but has not yet reached citizenship. Moreover, half of all children in California have at least one immigrant parent. The children of our state must see themselves represented and included in their government. Their parents—our friends and family members, our teachers and first responders, our doctors and service members—contribute to our economy and the progress of our state. Immigrants want to contribute beyond their taxes and labor. They deserve the opportunity to give back through public service.

SB 225 does not provide a right to be appointed and does not permit the state to circumvent federal employment laws, but it does take an important step to achieve a California for All by allowing more Californians to be considered for appointments on boards and commissions.

Sincerely,

GAVIN NEWSOM, Governor



Governor's Office, State Capitol  
October 12, 2019

*To the Members of the California State Senate:*

I am signing **Senate Bill 235** which allows the City of Napa and the County of Napa to execute an agreement under which units built within the City's boundaries would count toward the County's regional housing needs assessment requirements.

The arguments made by the City and the County in favor of this bill all center around their desire to remove barriers and to get housing built quickly. Thus, I expect permits will be issued expeditiously by the local jurisdictions, allowing this project to proceed immediately.

While I am signing this bill, based on its unique circumstances, I will continue to oppose any attempt to lessen local responsibility for planning and zoning more housing.

Sincerely,

GAVIN NEWSOM, Governor

**Veto Messages**

Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 5** without my signature.

This bill would establish the Affordable Housing and Community Development Investment Program through which local agencies may redirect property tax revenue for schools to fund affordable housing and related infrastructure.

California is in a housing crisis, and I have consistently maintained we need to use all the tools in our toolbox to address it. However, this bill would increase costs by \$2 billion annually once fully implemented. Legislation with such a significant fiscal impact needs to be part of budget deliberations so that it can be considered in light of other priorities.

I will continue to work collaboratively with the Legislature next year to continue to support increased housing production at all income levels across our state.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 10** without my signature.

This bill would require the Department of Health Care Services (DHCS) to establish a new state certification program for mental health and substance use disorder peer support specialists.

Peer support services can play an important role in meeting individuals' behavioral health care needs by pairing those individuals with trained "peers" who offer assistance with navigating local community behavioral health systems and provide needed support. Currently, counties may opt to use peer support services for the delivery of Medicaid specialty mental health services.

As the Administration, in partnership with the Legislature and counties, works to transform the state's behavioral health care delivery system, we have an opportunity to more comprehensively include peer support services in these transformation plans. I look forward to working with you on these transformations efforts in the budget process and future legislation, as improving the state of the state's behavioral health system is a critical priority for me.

This proposal comes with significant costs that should be considered in the budget process.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 35** without my signature.

This bill would reestablish the California Alliance to Combat Trafficking and Slavery (California ACTS) for the purpose of gathering data on the nature and extent of human trafficking in California.

This bill's goals are laudable, and I share the author and proponents' concerns around the scourge of human trafficking in California. Through this year's budget we have invested in services for victims of trafficking, as well as studies on the scope of the problem in certain high incidence counties.

However, any new or reconstituted taskforce such as the one envisioned by the bill should be considered and evaluated through the budget process, not stand-alone legislation.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 139** without my signature.

This bill requires a county with more than 400,000 residents to establish an independent redistricting commission tasked with adopting the county's supervisorial districts following each federal decennial census.

While I agree these commissions can be an important tool in preventing gerrymandering, local jurisdictions are already authorized to establish independent, advisory or hybrid redistricting commissions. Moreover, this measure constitutes a clear mandate for which the state may be required to reimburse counties pursuant to the California Constitution and should therefore be considered in the annual budget process.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 154** without my signature.

This bill would allow Medi-Cal dental providers to provide and be reimbursed for the application of silver diamine fluoride when used as an arresting agent for cavities on a per-tooth basis to prevent further decay, and under specified conditions.

Expanding the options available for treating dental decay is a worthwhile policy goal, but this bill would require significant General Fund spending not included in the state budget. As such, this change should be considered in the annual budget process.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.





Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 184** without my signature.

This bill would lower the minimum age at which a judge who is a member of the Judges' Retirement System (JRS) II can retire from judicial service and still maintain eligibility for full pension benefits. Specifically, SB 184 would allow a judge to leave the bench at age 60, retire, and defer receiving a monthly defined benefit allowance until the judge reaches age 65 (with at least 20 years of service) or age 70 (with at least five years of service)—as long as all other current requirements for receiving retirement benefits are met.

The costs of modifying the current rules on judicial retirement as proposed in SB 184 are steep and would in some cases result in a judge receiving more generous benefits than what the same judge can currently receive. These concerns are not new and have been raised in previous iterations of this bill. It is also difficult to overlook the possibility that current rules may in some cases incentivize judges who are in poor health to prolong their service rather than retire and care for themselves or others.

I encourage the Legislature to work collaboratively with my Administration as well as the California Public Employees' Retirement System on a more narrow solution to these issues.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 202** without my signature.

This bill permits commercial blood banks for animals to collect blood from community-sourced animal blood and imposes rules around the collection of community-sourced animal blood.

I am supportive of changing California's law governing animal blood donation. However, this bill does not go far enough. I ask that the Legislature send me legislation that effectively leads to the phasing-out of "closed colonies," where dogs are kept in cages for months and years to harvest their blood for sale. The legislation should provide for the safe and humane treatment of donor animals, the welfare of the recipients and adequate oversight and enforcement of this program.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 212** without my signature.

This bill authorizes general law cities, counties, and school districts to conduct a local election using ranked choice voting.

Ranked choice is an experiment that has been tried in several charter cities in California. Where it has been implemented, I am concerned that it has often led to voter confusion, and that the promise that ranked choice voting leads to greater democracy is not necessarily fulfilled. The state would benefit from learning more from charter cities who use ranked choice voting before broadly expanding the system.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 268** without my signature.

This bill makes modifications to ballot label requirements and notification requirements to voters for a local measure that imposes or increases a tax with more than one rate or authorizes the issuance of bonds.

I am concerned that this bill as crafted will reduce transparency for local tax and bond measures.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 296** without my signature.

This bill expands Cal Grant program eligibility to include specified students who have filed an application for asylum and meet other requirements, including all other Cal Grant program eligibility requirements.

California has progressively expanded access to financial aid and non-resident tuition for immigrant and refugee students, including in the 2019 Budget Act. This year's budget also invests in legal supports and shelter funding to assist asylum seekers, including a family reunification pilot.

This proposal would impose costs on the General Fund that must be weighed in the annual budget process.

For these reasons, I am unable to sign this bill.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 337** without my signature:

Senate Bill 337 would increase the amount of child support passed through to families receiving California Work Opportunity and Responsibility to Kids (CalWORKs) assistance.

Reducing child poverty across our state is a key priority for me. To this end, in 2019 we have increased CalWORKs grants by almost 25 percent, increased the amount of earnings families on CalWORKs can retain every month from \$225 to \$600, and increased the level of savings and the value of the car families can have and qualify for CalWORKs. We also increased and expanded California's Earned Income Tax Credit to \$1 billion annually, including an increase of \$1,000 in the credit for families with children under the age of 6.

While I am supportive of increasing the amount of child support passed through to families on CalWORKs, such an increase would have a General Fund impact of tens of millions of dollars annually, thus it should be considered as part of the budget process.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 349** without my signature.

This bill would reduce the minimum franchise tax (MFT) for corporations that have less than \$15 million in gross receipts, as specified.

The intent of this measure is to provide tax relief for smaller California businesses and to encourage economic growth. Both are important goals which I support, and helping small businesses is certainly a priority I share with the Legislature. However, this proposal would be better addressed through the annual budget process.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 363** without my signature.

This bill would require the Department of State Hospitals (DSH), the Department of Developmental Services (DDS), and the California Department of Corrections and Rehabilitation (CDCR) to report specified information regarding assaults on employees that occur in their facilities. Each department must report this information quarterly, within 30 calendar days, to all bargaining units at the department and annually to the Legislature and the respective Chairs of the legislative budget committees. Reporting must be done in a manner that protects the confidentiality of patients, inmates, and employees.

SB 363's goal of ensuring safety for employees is an important one. However, mandating these reporting requirements in state law is unnecessary, as the departments can undertake this reporting administratively. I encourage the Legislature to work on a more appropriate solution to these issues.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 365** without my signature.

This bill would require a California Work Opportunity and Responsibility to Kids (CalWORKs) applicant to be provided with immediate child care assistance in order to attend work, education, or training.

Lack of access to child care can create a significant barrier to obtaining and maintaining employment. While I support this bill's efforts to increase access to child care and to that end included significant improvements to CalWORKs child care programs in this year's budget, I cannot support SB 365 as it will increase costs by millions of dollars and lead to the provision of services to families ineligible for CalWORKs.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 428** without my signature.

This bill would require the California Department of Education (CDE) to identify an evidence-based training program on youth mental health for Local Educational Agencies (LEAs) to use to train classified and certificated employees who have direct contact with students at each school site.

Providing support for students facing mental health is of critical importance. Multiple public agencies beyond CDE hold a responsibility for addressing the mental health crisis impacting young people today. That is why I worked with the Legislature to appropriate \$50 million in this year's budget to create the Mental Health Student Services Act.

Mental health partnerships among county mental health or behavioral health departments, school districts, charter schools and county offices of education are best positioned to address the diverse mental health needs of young people.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 445** without my signature.

SB 445 would require the Department of Health Care Services (DHCS) to establish youth substance use disorder treatment quality standards including certification requirements for programs and professionals, and convene a workgroup to advise the Department on quality standards.

Although I support the author's intent to strengthen substance use disorder treatment services for youth, implementation of this bill requires significant General Fund spending that should be considered through the annual budget process.

I encourage the author and stakeholders to engage with DHCS's recently-formed Behavioral Health Stakeholder Advisory Committee to address concerns regarding youth substance use disorder treatment services.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 484** without my signature.

This bill requires community college districts to identify, notify, and automatically award degrees to students who have completed the requirements for an associate degree for transfer by the end of every academic term. This bill also adds the specified students to an identification system that can be accessed electronically by the University of California, California State University, and certain institutions of higher education by the end of every academic year.

Community colleges should already be identifying and notifying students who have earned associate degrees, associate degrees for transfer, and certificates. The community colleges' apportionments funding formula already provides fiscal incentive for them to do so. Moreover, this bill likely creates a reimbursable state mandate, thereby creating additional cost.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 487** without my signature.

This bill requires the Department of Water Resources (DWR) to conduct aerial surveys of the snowpack in the Sierra Nevada and Cascade Range and the Klamath-Trinity Mountains.

While improving California's snowpack survey will improve our understanding of the patterns of snow accumulation and help us develop better forecasting tools for snow melt runoff, this bill results in significant General Fund cost pressures of approximately \$150 million over the next decade. Therefore, it should be considered as part of the budget.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 503** without my signature.

This bill would impose several requirements on Medi-Cal managed care health plans (MCPs) related to their oversight of their subcontractors. Chief among SB 503's provisions is the requirement that MCPs, beginning January 1, 2022, conduct annual medical audits of any subcontractor responsible for medical review and decision making.

Health plans are already required to exercise oversight over their subcontractors and I believe the goals of this bill can be achieved administratively. As such, I direct the Department of Health Care Services (DHCS) to remind MCPs of their contractual responsibilities to monitor their subcontracts, and to include a review of the MCP subcontractor auditing in its audits of MCPs.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning the following bills without my signature:

AB 411

**SB 532**

These bills authorize certain cities' redevelopment successor agencies to spend stranded bond assets on affordable housing rather than repaying and canceling the bonds as required under current law.

The bills will result in a General Fund cost of millions of dollars.

While I appreciate the intent of the Legislature to increase the production of affordable housing, I do not support the proposed exemptions to redevelopment agency dissolution requirements, which will reduce funding available for education.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 538** without my signature.

This bill would require electronic cigarette (e-cigarette) manufacturers to submit a written physical description and photograph of each type of e-cigarette sold in California to the California Department of Public Health (CDPH) for posting on its website.

SB 538's goal of reducing e-cigarette use by California's youth is an important one. My administration is confronting the public health crisis from the increasing use and dangers associated with e-cigarettes, including how best to increase enforcement of e-cigarette requirements, and launching a digital and social media campaign aimed at educating youth, young adults, and parents about the health risks of vaping nicotine and cannabis products. I have also called on the Legislature to pass legislation banning flavored vaping products in the upcoming year.

SB 538 does not provide an enforcement mechanism to ensure compliance from manufacturers, many of which are located out-of-state or overseas. While the bill authorizes CDPH to collect a fee from manufacturers of e-cigarettes sold in the state to pay for the costs of implementing this legislation, the fees collected may not be sufficient to fund the program, creating General Fund cost pressures.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.





Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 575** without my signature.

This bill would authorize incarcerated individuals to be eligible for Cal Grant awards for postsecondary education.

Expanding access to higher education for incarcerated students is the right thing to do. Currently, many incarcerated students currently receive higher education at no cost through the California Community Colleges. Only a very small population would benefit from this bill because of the limited amount of Cal Grant competitive awards available and the age cap on that program of twenty-eight.

I am committed to taking steps to substantially expand access to higher education opportunities for incarcerated students in a thoughtful and more universal way, and will consider options in the context of the budget process.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 622** without my signature, as I am concerned its goal of providing for state investigations of deaths of individuals under federal custody will not be achieved.

The Trump Administration has weaponized our immigration and detention systems for political gain, demonizing migrants and asylum seekers and instilling fear in immigrant communities. Time and time again, we have seen reports of deplorable living conditions, disease outbreaks and human rights abuses in these detention centers.

That is why California is leading by prohibiting private, for-profit prisons and detention facilities. I believe that closing these facilities needs to be our focus as it is the best way to address these injustices.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 704** without my signature.

This bill clarifies the definition of a household for the purposes of California LifeLine telephone service (LifeLine) program eligibility, requires the California Public Utilities Commission (CPUC) to update outreach and enrollment rules for the program, and requires the CPUC to determine whether a lifeline participant should be allowed to obtain an additional lifeline subscription for broadband services.

As LifeLine recently undertook a significant expansion through two new pilot programs that are still ongoing, this bill is premature. Additionally, while this bill may increase access to the LifeLine program, this bill has the potential to more than double the size and cost of the program and should be addressed through the budget.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.

Governor's Office, State Capitol  
October 13, 2019

*To the Members of the California State Senate:*

I am returning **Senate Bill 706** without my signature.

This bill would require the California Department of Public Health to convene a pulmonary hypertension (PH) task force (Task Force) for the purposes of aggregating and disseminating the latest information and research relating to PH and pediatric PH. SB 706 would specify the composition and duties of the Task Force, which include developing and updating a comprehensive strategic plan to improve the health outcomes for those diagnosed with these conditions.

SB 706's goal of improving health outcomes for individuals diagnosed with pulmonary hypertension is important; however, this proposal should be considered in the budget process.

Sincerely,

GAVIN NEWSOM, Governor

Above bill ordered to unfinished business.



**Receipt of Bills**

I acknowledge receipt this 13th day of October, 2019 at 3:21 p.m., of the following Senate Bills without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Emily Patterson:

SB 5	SB 10	SB 35	SB 139
SB 154	SB 184	SB 202	SB 212
SB 268	SB 296	SB 337	SB 349
SB 363	SB 365	SB 428	SB 445
SB 484	SB 487	SB 503	SB 532
SB 538	SB 575	SB 622	SB 704
SB 706			

BERNADETTE MCNULTY  
Acting Secretary of the Senate

NEVA MARIE PARKER, Minute Clerk

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